

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

DAVID B. CORNEAL and	:	NO. 1:CV-00-1192
SANDRA Y. CORNEAL,	:	
	Plaintiffs	JURY TRIAL DEMANDED
	:	
v.	:	RAMBO, J.
	:	
JACKSON TOWNSHIP, <i>et al.</i> ,	:	
	Defendants	

**EXHIBITS TO PLAINTIFFS' MOTION TO COMPEL COMPLIANCE
WITH PRETRIAL PROCEDURES**

ECKERT SEAMANS CHERIN & MELLOTT, LLC
Bridget E. Montgomery, Esq.
Adam M. Shienvold, Esq.
213 Market Street
Harrisburg, PA 17101
717.237.6000

FILED
HARRISBURG, PA
MAR 18 2003
MARY E. D'AMBROSIO, CLERK
Per [Signature] Deputy Clerk

EXHIBIT
A

ECKERT SEAMANS CHERIN & MELLOTT, LLC

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Boston

Haddonfield, NJ

Harrisburg

Morgantown, WV

Philadelphia

Pittsburgh

Washington, D.C.

March 11, 2003

Via facsimile 610-825-6555

Anthony R. Sherr, Esquire
 Mayers, Mennies & Sherr, LLP
 Building A, Suite 330
 3031 Walton Road
 P.O. Box 1547
 Blue Bell, PA 19422-0440

Re: Corneal v. Jackson Township et al.
 C.A. No. 1:00-CV-1192 – Judge Rambo

Dear Tony:

As you know, our Pretrial Memoranda are due on March 21, 2003. Pursuant to local rules, we also have the obligation to meet and confer as counsel for the parties, by March 17, 2003. Please let me know your availability for such a meeting. It may help in this case to meet in person. Let me know your reaction.

Very truly yours,

Bridget E. Montgomery

BEM:cle

cc: Adam Shienvold, Esquire

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March 12, 2003

Via facsimile 610-825-6555

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Building A, Suite 330
3031 Walton Road
P.O. Box 1547
Blue Bell, PA 19422-0440

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Dear Tony:

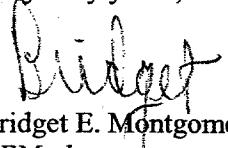
Following up on my telephone call to you, I received your letter yesterday responding to my request for dates when we could meet as required under the Middle District rules to work on the Pretrial Memo and conference issues. Unfortunately, the only date that you gave me, March 13th, is not possible as I have a Superior Court brief due that date in another matter. I am available Friday, March 14th, Monday, March 17th, Tuesday, March 18th, Wednesday, March 19th, any time on any of those days.

The only caveat is that I have to be out of the office by 4:45 p.m. on Monday, March 17th, for a court-related commitment. I can also meet Thursday, March 20th in the morning, but I will only have a couple of hours that morning to do so.

Please let me know if any of these other dates work for you. Keep in mind that we are obligated to discuss settlement as well at this meeting.

Please let me know whether you intend to subpoena any witnesses, including Lawrence Newton, David Simpson, John Hewett, Jr., Joann Smith, Harvey Reeder, and/or Terry Williams. I look forward to hearing from you.

Very truly yours,


Bridget E. Montgomery

BEM:cle

cc: Adam Shienvold, Esquire

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March 13, 2003

Via facsimile 610-825-6555

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Re: Corneal v. Jackson Township et al.
C.A. No. 1:00-CV-1192 – Judge Rambo

Dear Tony:

I am agreeable to meeting with you on the 17th of March, the date that you provided in your letter to me. I do not believe there are rooms at the Federal Courthouse, but we certainly can meet in these offices. We are centrally located, with a parking garage, and there are several large conference rooms available for our use. 10:30 a.m. would be fine to commence the meeting and if you must leave by 2:00 p.m., then we will make every effort to complete all of the tasks that the local rules require in that conference.

On another point, I expect that you received a copy of Judge Rambo's Order, providing us with a date certain for this trial. She indicates that the trial will have jury selection as previously planned on April 7th, and trial will start on April 15th but must be completed by the 23rd of April. That will include, I would expect, the jury determination. Again, I would ask that you let me know which witnesses you intend to subpoena as soon as possible so that we can provide them with plenty of notice.

Thank you for your courtesy.

Very truly yours,

Bridget E. Montgomery
(cc)

Bridget E. Montgomery

BEM:cle

Enclosure

cc: Adam Shienvold, Esquire

(B)

EXHIBIT LIST

JUDGE

CASE NUMBER

Plaintiff	Defendant	Description of Item	Identified	Evidence	Ruling	Witness
		Hewett/Smith Agreement of Sale				
		Jackson Township Building Permit Ordinance				
		Minutes of Board of Supervisors Meeting January 2000				
		Minutes of Board of Supervisors Meeting February 2000				
		Minutes of Board of Supervisors Meeting March 2000				
		Minutes of Board of Supervisors Meeting April 2000				
		Minutes of Board of Supervisors Meeting May 2000				
		Minutes of Board of Supervisors Meeting July 2000				
		Letter to Cornmeal from Harvey B. Reeder, Esq.				
		Letter to Ann Wirth from Huntingdon County Planning Commission, 2/24/00				
		Letter to Ann Wirth from Huntingdon County Planning Commission, 4/20/00				
		Letter dated 5/5/00 to David Van Dommelen from Cornmeal				

Plaintiff	Defendant	Description of Item	Identified	Evidence	Ruling	Witness
		Letters dated 8/31/00 and 9/1/00 to Ann Wirth from David Corneal, with attachments (building permit applications and checks)				
		Letter to Corneal from David Van Dommelen 10/10/00				
		Letter to Township from Terry Williams, Esq., 11/10/00				
		Letter dated 1/31/00 to Township Solicitor Newton from Corneal				
		Letter dated 7/28/00 to Corneal from Newton				
		Sewage Module dated 2/19/00				
		Building Permit Application Log for Jackson Township (VD4)				
		Building Permit Analysis for Jackson Township (VD10)				
		SEO Activity Records (P4)				
		Letter dated 5/5/00 to Newton from Corneal (N4)				
		Notice of January 2000 Meeting, dated 12/28/99 (N8)				
		Letter dated 8/3/00 to Newton from Corneal				
		Newton Invoice for Legal Services to Jackson Township (N15)				
		Letter dated 8/29/00 to Corneal from Newton (N16)				

PLAINTIFFS' WITNESS LIST 3/17/03

1. All Parties to the Action.
2. Lawrence L. Newton, Esq.
3. David A. Simpson
4. George W. Fasic, 802 Strasburg Road, West Chester, Pennsylvania 19382.
5. Allen G. Heist, Apartment G6, 101 North Five Points Road, West Chester, Pennsylvania 19382.
6. John B. Hewett, Jr.
7. Joann F. Smith
8. Harvey B. Reeder, Esquire
9. Terry Williams, Esquire
10. Defendants Wilson's Nephew
11. Any witness identified by Defendants or called by Defendants at Trial in this matter.

EXHIBIT
C

MAYERS, MENNIES & SHERR LLP

ATTORNEYS AT LAW

RICHARD J. MENNIES
JOSEPH B. MAYERS
ANTHONY R. SHERR
LISA G. FADEN*
LORI J. MILLER**
JOHN A. ANASTASIA
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OF COUNSEL
RONALD H. SHERR

Also Admitted in New Jersey*
Also Admitted in Illinois**
Also Admitted in Texas***

E-mail tsherr@mmsllp.com

March 12, 2003

Bridget E. Montgomery, Esquire
Eckert, Seamans Cherin & Mellott
213 Market Street, 8th Floor
Harrisburg, PA 17101

RE: **Corneal v. Jackson Township, et al.**
C.A. No. 1:00-CV-1192 – Judge Rambo

Dear Ms. Montgomery:

I am available to meet on the 17th. Is there a room we can use at the courthouse? As to settlement, what is your bottom line? I don't think I can get up there before 10:30, and I have to leave by 2:00. Do you think that will be enough time? Please confirm

Very truly yours,

ANTHONY R. SHERR

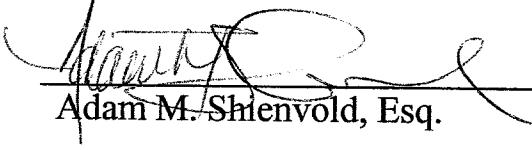
ARS/cz

CERTIFICATE OF SERVICE

I certify that I delivered a copy of the foregoing document upon the persons and in the manner indicated below, which service satisfies the requirements of the Federal Rules of Civil Procedure.

By Facsimile and First Class U.S. Mail

Anthony R. Sherr, Esq.
Mayers, Mennies & Sherr, LLP
P. O. Box 1547
Blue Bell, PA 19422-0440


Adam M. Shenvold, Esq.

Date: 3/17/03

Counsel for Plaintiffs, David B. and Sandra Y. Corneal